FOR MYSORE STATE

Revenue (1953) Department

REVENUE DEPARTMENT

Subje
Land (South Kanara) Mangalore Taluk - Buntwal Sub Taluk - Munnur village S.No.42/3 - Toddy shop Poromboke - Disreservation - Proposals

Ref: B.2592/53-

Station: Madras Dated: 6-4-1953.

Sri W.R.S.Sattianathan, I.C.S., Commissioner of Land Revenue

Sri A.F.Mascarenhas, I.A.S., Secretary, Board of Revenue.

Read: South Kanara Collector's Ref: 20043/53 B3 dated 6-3-53

REFERENCE:

Submitted to the Government.

2. The Board recommends the Collector's proposals.

for Secretary.

To the Secretary to Government, Revenue Department, Madras.

PGP.6-4

Copy of the letter: From the Collector of South Kanara Ref:20043/53-B3 dated 6-3-53.

Sub: Land (S.Kanara) Mangalore taluk - Buntwal sub taluk - Munnur village - S.No.42/3 - Toddy shop Poromboke - Disreservation proposals.

...

S.No.42/3 of Munnur village Buntwal sub taluk, measuring Ac.00.27 stands registered as Toddy shop Poromboke. The President, Dt.Board, S.Kanara applied for permission to enter upon the plot with a view to construct a school building and the subsequent alienation of the plot in favour of the Dt.Board.

2. Enquiries show that the plot has been entered upon by one Kammyn Bhandari on behalf of the villagers who have undertaken to construct a temporary school building and make it over to the Dt.Board. A foundation measuring 70' x 21' x 9" has been laid and a well about 30' has been sunk about 11 months back. He has, however been informed not to make further improvements pending disposal of the alienation proposals. The cost of the improvements is estimated at about Rs.400/-.

3. According to Government memorandum No.82899/A/51-3 dated 5-1-52 communicated in Board's L.Dis.S.7889/51 dt.16-2-52, no permanent assignment or alienation of Toddy shop poromboke lands is allowed. In this case, the plot has already been entered upon and a foundation for the school has been laid, and a well sunk. The villagers desire to construct the building and gift it to the District Board who is to run the school. The President Dt.Board adds that this village with population of over 1000, has no school. The Dt.Educational Officer, S.Kanara recommends granting the permission sought for. Enquiries show that no other suitable plot except a portion of a kumki land is available in the village. In view of the fact that some improvements have been made by the villagers and as no other suitable site is available I recommend that the plot S.No.42/3 of Munnur village, may be ordered to be disreserved with a view to its being alienated for school purposes in favour of the Dt.Board, S.Kanara. A special condition to the effect that the site should be surrendered peacefully without any claim to compensation for the improvements or buildings, if it is required for use as toddy shop poromboke at any time may be added.

/True Copy/

for Secretary

C.No. 30624 A/53 Revenue Dept.

Read.—

From the Bd. of Rev. Ref. No. B. 2592/53-1, d. 6.4.53

Govt. Memo. No. 30624 A/53-2, Rev d. 30.6.1953

From the Bd of Rev. Ref. No. B. 2592/53-3, d. 21.9.53.

Go. Ms. No. 3179. Dated 16.11.53

In the circumstances ~~explained in the references read above~~ reported, the Govt. accept the recommendation of the Bd. of Rev. and accord sanction to the transfer of the plot of land in S. No. 42/3 measuring 27 cents, of Manoor village, Mangalore taluk, South Kanara district from "Toddy Shop Bramboke" to "School Bramboke" ~~with a view to its~~ for eventually being placed at the disposal of the Dt. Board, South Kanara, for school purposes. ~~The portion~~ They also agree to ~~that (an extent measuring 30 cents) of the land~~ in S. No. 53/5 of ~~the same~~ the above

2:

~~mentioned village stall~~ of the village being be reserved as "Toddy Shop Norambokke".

H.M
30.9.53

3.10.53

To The Bd. of Rev (C.R)
To the Bd of South Kamara.
Copy to the Bd of Rev (Excise)

Revenue Dept

Read:-

From the Bd. of Rev. Ref. No. B.2597/53-1, d. 6.4.1953.

G.O.Ms.No. Dated

In the circumstances explained in the reference read above, the Board accord sanction for the transfer of the plot of land in S.No.42/3, measuring 27 cents, of Munnur village, Mangalore taluk, South Kanara district, from "Toddy Shop Poramboke" to "School Poramboke", with a view to its (being) eventually placed at the disposal of the District Board, South Kanara for school purposes, (subject to the special condition that the site should be surrendered peacefully and without any claim for compensation for the improvements made or buildings erected on the land whenever it is required for use as ~~toddy shop poramboke~~ at any time in the future) &c

539/1553

12/5/53

13.5.53

Note:- Please see the reports of the Bd. of Rev. in the ... The B ... recommended that the land in question may be disreserved from its present registeration in the ...

A B C

Date no compensation will be paid for the buildings in the event of the resumption of the land ~~erections~~ buildings laid down in the B.S.O for such cases and hitherto followed may be adopted in this case also

21/5/53

21/5/53

Edn

L.R. Dept

Aug. 25762-53-1A
22-5-53

ASSISTANT SECRETARY
25 MAY 1953
25819
EDUCATION DEPARTMENT

Ms 25819 C/53
30/5/53.

Revenue Dept.

Please see the notes on pp. 1-3 above. The L.A. Dept. considers that it will not be fair to impose a condition that no compensation will be paid for the buildings in the event of resumption of the land at

pp. 2-3 above

notes ~~from~~ the draft order on p 1 ante and the ~~notes of~~ p1 ante may be perused. This Dept may agree with the suggestions made by L.A. Dept on pp 2-3 above and the file may be returned to Rev.

28/5/53

Rev

30/5/53

a future date. L.A. have suggested that cond.s laid down in the B.S.O for such cases and hitherto followed may be adopted in this case also. Edn. has agreed with the suggestion made by L.A.

2. It is submitted that the imposition of this condition has been necessitated because the land in question stands registered as a Toddy Shop ~~bake~~. It cannot be said definitely that the site will not be required for toddy shop purpose and when it is resumed at a later date the buildings erected by the School authorities may not be useful either to the Govt. or for the purpose for which the land is reserved at present. The proposed school building is going to be erected by the villagers and not by the Dt. Bd. as stated by L.A. Moreover the land has already been entered upon and some preparations made for the construction of the school. but hitherto. This action is prima facie encroachment on Govt land and if the usual procedure is to be followed eviction proceedings will have to be instituted and the encroachers evicted. As the school building is proposed to be constructed by the villagers and then handed over to the Dt. Bd. authorities for management, it is not known whether the Govt. intends ~~granting~~ granting the land under the provisions of B.S.O 24-A, or ~~otherwise~~ alienating it under

~~that~~ no compensation will be paid for the buildings in the event of the resumption of the land: conditions laid down ~~in~~ in the B.S.O for such cases and hitherto followed may be adopted in this case also

21/5/53

21/5/53

Edn

L.A. Deptt

Rev. 25762-53-1A
22-5-53

ASSISTANT SECRETARY
25 MAY 1953
25819
EDUCATION DEPARTMENT

notes ~~from~~ draft order on pp 1 ante and the pl ante may be perused. This Dept may agree with the suggestions made by L-A. Dept on pp 2, 3 above and the file may be returned to Rev

4/25/53

25/5

RB
29/5/53

Rev

25-5-53
30/5/53

30/5/53

Revenue Deptt.

to A.S

Please see the notes on pp. 1-3 above. The L.A. Deptt. considers that it will not be fair to impose a condition that no compensation will be paid for the buildings in the event of resumption of the land at

pp. 2-3 above

to the Dt. Bd. under B.S.O 24-A, lands and buildings at the disposal of the Govt. are granted for temporary occupation for non-agricultural purposes. In either case compensation will have to be paid for any buildings erected with the permission of the concerned authorities, in the case of termination of the grant. Pf 2-3 As stated by L.A., it would no doubt be hard to impose a condition that no compensation will be paid for the building in the event of resumption of the land. Hence before arriving at a final decision it seems desirable to consult the Collr. whether there are other suitable lands in the locality for being reserved as Toddy Shop Poramboke, so that the land in question may be permanently classified as, "school poramboke". The Collr. may also be asked to state whether he intends granting the land under the provisions of B.S.O 24 or 24A and to offer his remarks on the suggestion of the L.A. Deptt. ~~rejected~~ referred to above. Subject to orders a draft memo. is submitted for appl. Dev. may see after receipt of the Collr.'s report.

15.6.53

15/6/53

30.6.53

Thro P..

TGV 19.6.53 Supdt.-on

19.6.53

Pf. 2-3 Cf

Issued as Govt. Memo. No. 30624 A/53-2, Rev. d. 30-6-53 from the Bd. of Rev. Reg. No. B.

Pf. 4-6 Cf 2592/53-3, d. 21.9.53

6

To D.S.

Please see the notes from p. 1 ante.

2. The BOHr. of South Kanara has reported that another land in S. No. 53/5 C 1, about a furlong and a half from the site proposed for being placed at the disposal of the Dt. Bd., is available for being reserved as "Toddy Shop Poramboke" and that therefore the land in S. No. 42/3 may be permanently classified as "School Poramboke". The Bd. of Rev. has recommended the BOHr.'s proposal. The Bd.'s recommendation may be accepted. Subject to orders a draft order is submitted for approval. Dev., L.A., and Edn. may see for acceptance.

5 C/f

p. 4 C/f

20.9.53

3.10.53

4.10.53

5-X-53

Rev [illegible]
30624/53-4
d. 5. X. 53

Dev / L.A / Edn

Dev (5I)

Last seen by this Dept on p 2 ante

Subsequent notes from p 2 ante may be perused and the file passed on to L.A.

122533

SECOND ASSISTANT SECRETARY TO GOVERNMENT
6 OCT 1953
DEVELOPMENT DEPARTMENT

14.X.53

14.X.53

14.X.53

DS / [illegible]
19-X-53

Dev Sec
[illegible]/53-5/53-1
L A / 9.X.53

20 OCT 1953
5022 8

30624A/53

L.A.D.(A)

Previous note of this Deptt. is at pp 2-3 ante. Subsequent note of Rev may be perused. The draft order below may be accepted and the file passed on to Edn u o

ASSISTANT SECRETARY TO GOVERNMENT
31 OCT 1953
REVENUE DEPARTMENT

MG
22.x.53

A para may be added to the draft requesting the Collr to effect the change of classification after observing the required formalities. This is for consideration of Rev.

22x53

B
23/10/53

LAllo. 50228-53-1A
26.10.53

FIRST ASSISTANT SECRETARY
5286
27 OCT 1953
EDUCATION DEPARTMENT

f
24x53

~~Secy~~

Edn.(G)

(Last seen in this Deptt. at page 3 ante.

Subsequent notes of Revenue from p. 3 ante and the draft order below may be perused and the file returned to Revenue.

Rev
28/10/53

Rev
29/10/53

Revenue Deptt.

89357A/3
31x53

JD
29x53

Edn M.D.M. 52886-93-1
30/10/53

Rev
30/10/53

Please see the notes from the bottom of p. 1 ante. The draft order placed below by above has been accepted by Rev.

8

19

p. 7 ante
30124 M/53

L.A ~~and fin~~ L. A. have ~~~~ suggested that a para may be added to the draft order requesting the Collector to effect the classification presumably in Revenue records, after observing the usual formalities. Generally when lands are transfered from one head to another no separate instructions are issued to the Collr. to make the required changes in the Revenue registers ~~~~ the order submitted below itself seems to be sufficient ~~instruction~~ to effect the ~~necessary~~ changes ~~suggested~~ by L.A. Hence it is unnecessary to make any additions to the draft order already approved. For orders whether the draft may issue.

~~10.XI-53~~ ~~11.53~~ ~~13.11.53~~ None

11.53

13/11/53

The Collr. will know that this has to be done

14.11.53

A.S

It is unnecessary